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STATE OF WISCONSIN
BEFORE THE MEDICAL EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST:

JULIAN J. NEWMAN, M.D.,
RESPONDENT

FINAL DECISION AND ORDER
LS0011164MED

The parties to this action for the purposes of § 227.53, Stats., are:

Julian J. Newman, M.D.
500 Walton Avenue
Racine, WI 53402

Wisconsin Medical Examining Board
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Medical Examining Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Julian J. Newman, M.D., Respondent, date of birth October 12, 1930, is currently licensed and registered to practice medicine and surgery in the state of Wisconsin by the Wisconsin Medical Examining Board, pursuant to license number 22128, which was first granted January 26, 1979.
2. Respondent's last address reported to the Wisconsin Department of Regulation and Licensing is 500 Walton Ave., Racine, Wisconsin 53402.
3. Respondent specializes in psychiatry and during the time of the following events, practiced in Racine, Wisconsin.
4. When she began treatment with Respondent in February 1986, Ms. A was 42 years old and had a long history of severe psychiatric problems dating back at least 26 years.
5. Respondent diagnosed Ms. A with anxiety disorder and borderline personality disorder and provided individual psychotherapy to Ms. A on an average of at least once a week for almost seven years, until their professional relationship ended in April of 1993.
6. During the time Respondent treated Ms. A, Respondent's relationship with Ms. A violated then current

standards regarding psychiatrist-client professional boundaries.

7. Respondent has decided for personal reasons to retire from the practice of medicine effective January 1, 2001.

CONCLUSIONS OF LAW

1. The Wisconsin Medical Examining Board has jurisdiction over this matter pursuant to § 448.02(3), Stats.
2. The Wisconsin Medical Examining Board has authority to enter into this stipulated resolution of this matter pursuant to § 227.44(5) and § 448.02(5), Stats.
3. Respondent's conduct set out above subjects him to discipline pursuant to § 448.02(3), Stats., and Wis. Adm. Code § MED 10.02(2)(h).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. The surrender by Julian J. Newman, M.D., Respondent, of his license to practice medicine and surgery in the state of Wisconsin is hereby accepted, effective January 1, 2001.
2. If Respondent ever petitions the Board for a license to practice medicine and surgery:
 - a. Respondent shall notify the Division of Enforcement (Division) of the request and the Division shall have the opportunity to apprise the Board of all allegations contained in this investigation and any other investigations which may have been pending at the time the attached stipulation was executed.
 - b. Following the presentation of information by the Division, the Board may elect to license Respondent, with or without limitations, or to deny Respondent's petition.
 - c. If Respondent believes that the Board's denial of license is inappropriate or that any limitation imposed by the Board is inappropriate, Respondent may seek a class 1 hearing pursuant to § 227.01(3)(a), Stats., in which the burden shall be on Respondent to show that the Board's decision is arbitrary or capricious. The denial of license or limitations on Respondent's license shall remain in effect until there is a final decision in Respondent's favor on the issue.

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

Dated this 15th day of November, 2000.

Darold A. Treffert, M.D.

Secretary

Medical Examining Board